

Amendments to Senate Bill No. 78  
3rd Reading Copy

EXHIBIT 17  
DATE 4.3.07  
SB 18

Requested by Representative Chas Vincent

For the House Fish, Wildlife and Parks Committee

Prepared by Doug Sternberg  
April 3, 2007 (3:03pm)

1. Title, line 6.

**Strike:** "OPTION TO ERECT"

**Insert:** "ERECTION OF"

**Following:** "FENCE"

**Strike:** "WITH IMPROVED ACCESS"

2. Title, line 8.

**Following:** "ABUTMENT"

**Insert:** "AND AS LONG AS THE FENCE DOES NOT PREVENT AUTHORIZED  
ACCESS TO A STREAM OR RIVER"

3. Title, line 8 through line 16.

**Strike:** "PROVIDING" on line 8 through "ARBITRATION;" on line 16

4. Title, line 16.

**Following:** "TERMS;"

**Insert:** "PROVIDING FOR AN INTERIM STUDY AND PROVIDING AN  
APPROPRIATION FOR THE STUDY;"

**Following:** "AMENDING"

**Strike:** "SECTIONS 7-14-2112 AND"

**Insert:** "SECTION"

5. Page 1, line 23.

**Strike:** "4"

**Insert:** "3"

6. Page 1, line 24.

**Strike:** "interpretation of"

**Insert:** "statutory program for"

7. Page 1, line 27.

**Strike:** "4"

**Insert:** "3"

8. Page 1, line 29.

**Strike:** "4"

**Insert:** "3"

9. Page 1, line 30.

**Following:** "bridges"

**Insert:** "pending further review by the study established under [section 5]"

10. Page 1, line 30 through page 2, line 1.

**Strike:** "Therefore" on page 1, line 30 through "resisted." on page 2, line 1

11. Page 2, line 3.

**Strike:** "4"

**Insert:** "3"

12. Page 2, line 8 through line 11.

**Strike:** subsections (4) and (5) in their entirety

**Renumber:** subsequent subsections

13. Page 2, line 14 and line 15.

**Strike:** subsection (7) in its entirety

14. Page 2, line 21.

**Strike:** "A"

**Insert:** "Subject to subsection (5), a"

15. Page 2, line 22 through line 24.

**Strike:** "Absent" on line 22 through "7-14-2107." on line 24

16. Page 2, line 27.

**Following:** first "safety"

**Strike:** ", but only to the extent necessary for public safety"

17. Page 2, line 28.

**Following:** "access"

**Insert:** "under subsection (5)"

18. Page 2, line 29 through line 30.

**Following:** "bridge" on line 29

**Strike:** remainder of line 29 through "period" on line 30

**Insert:** "must be allowed:

(a) as provided in 87-1-285(4);

(b) where the associated county road or bridge easement allows recreational access to a stream or river; or

(c) when permission is granted by the owner of the property adjacent to a county road or bridge"

19. Page 3, line 1.

**Strike:** "4"

**Insert:** "3"

20. Page 3, line 5 through page 6, line 4.

**Strike:** section 4 and section 5 in their entirety

**Renumber:** subsequent sections

21. Page 6, line 15 through line 17.

**Following:** "livestock"

**Strike:** remainder of line 15 through "[section 4]" on line 17

22. Page 6, line 17.

**Following:** ".\_"

**Insert:** "A fence constructed pursuant to this subsection may not prevent access to a stream or river when that access is authorized by law."

23. Page 6, line 18.

**Insert:** "NEW SECTION. **Section 5. Interim study.** The legislative services division shall conduct an interim study of the issue of access to streams and rivers at county road and bridge sites. In conducting the study, the interim study committee shall actively seek and consider input from legislators, counties, recreationists, landowners, the department of fish, wildlife, and parks, the department of transportation, and other land management agencies. The interim study committee shall report its findings and any recommendations for legislation to the 61st legislature."

**Insert:** "NEW SECTION. **Section 6. Appropriation.** There is appropriated \$20,000 from the general fund to the legislative services division for the 2009 biennium to conduct the interim study in [section 5]."

**Renumber:** subsequent sections

24. Page 6, line 19.

**Strike:** "4"

**Insert:** "3"

25. Page 6, line 20.

**Strike:** "4"

**Insert:** "3"